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APPLICATION NO.	FI	LING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.	
09/943,806 08/30/2001		Andrew D. Bailey III	LAMIP124D1	4355		
22434	7590	02/05/2004		EXAMINER		
BEYER W	EAVER &	& THOMAS LLP	ALEJANDRO MULERO, LUZ L			
P.O. BOX 778 BERKELEY, CA 94704-0778				ART UNIT	PAPER NUMBER	
	, 0 , .	, , , , , ,		1763		

DATE MAILED: 02/05/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Application No. O9/943,806 BAILEY ET AL.	in The			
Examiner Luz L. Alejandro 1763 -The MAILING DATE of this communication appears on the cover sheet with the correspondence address THE REPLY FILED 20 January 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper repty to a final rejection under 37 CFR 1.113 may only be either: (1) a timely lifed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114 PERIOD FOR REPLY (check either a) or b) The period for repty expires on: (1) the mailing date of the final rejection, or (2) the date set forth in the final rejection, whichever is later properties. The period for repty expires on: (1) the mailing date of the final rejection, or (2) the date set forth in the final rejection, whichever is later to the properties of the set of the properties of the set of the properties of the set of the properties of the properties of the set of the properties of the propertie	<i>)</i>	Application No.	Applicant(s)	,
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a) The period for reply expiresmonths from the mailing date of the final rejection. b) The period for reply expires or. (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is late no event, however, with the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHENTHE FIRST REPLY WAS FILED WITHIN TWO MONTHS OT THE FINAL REJECTION. See MPEP CHECK THIS BOX WHENTHE FIRST REPLY WAS FILED WITHIN TWO MONTHS OT THE FINAL REJECTION. See MPEP CHECK THIS BOX WHENTH THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OT THE FINAL REJECTION. See MPEP CHECK THIS BOX WHENTH THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OT THE FINAL REJECTION. See MPEP CHECK THE PROPERTY OF THE FINAL REJECTION. See MPEP CHECK THE PROPERTY OF THE FINAL REJECTION. See MPEP CHECK THE PROPERTY OF THE FINAL REJECTION. SEE MPEP CHECK THE PROPERTY OF THE PROPERTY OF THE FINAL REJECTION. SEE MPEP CHECK THE PROPERTY O	Therefore, further action by the applicant is required to avertinal rejection under 37 CFR 1.113 may only be either: (1) condition for allowance; (2) a timely filed Notice of Appeal	oid abandonment of this application at the control of the control	ation. A proper reply	y to a tion in
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37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2.	fee have been filed is the date for purposes of determining the period o fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of t (2) as set forth in (b) above, if checked. Any reply received by the Offic	f extension and the corresponding amo the shortened statutory period for reply the later than three months after the mail	unt of the fee. The appropriation of the final (opriate extension Office action: or
 (a) ⊠ they raise new issues that would require further consideration and/or search (see NOTE below); (b) ☐ they raise the issue of new matter (see Note below); (c) ☒ they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) ☒ they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3.☐ Applicant's reply has overcome the following rejection(s): 4.☐ Newly proposed or amended claim(s), would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5.☒ The a)☐ affidavit, b)☐ exhibit, or c)☒ request for reconsideration has been considered but does NOT place the application in condition for allowance because: See Continuation Sheet. 6.☐ The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7.☐ For purposes of Appeal, the proposed amendment(s) a)☒ will not be entered or b)☐ will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) allowed:				
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Luz L. Alejandro Primary Examiner Art Unit: 1763		<i></i>	Luz L. Alejandro Primary Examiner	Lo

U.S. Patent and Trademark Office PTOL-303 (Rev. 11-03) Continuation of 2. NOTE: the amendment to the claims raises new issues that would require further consideration and/or search.

Continuation of 5. does NOT place the application in condition for allowance because: as stated in the last office action, the roof of the plasma chamber is comprised of elements 147, 400 and 110, therefore as broadly claimed the combination of references meet the claimed limitation.